7253839/2023/VIG-IV-REV01

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PUBLIC SERVANTS – Prohibition & Excise Department – Allegations of Criminal Misconduct and Criminal conspiracy against Sri MSNV.Mani, P&E Inspector and (11) other P&E officials for their involvement in the Liquor Syndicate case of Vizianagaram District – Accused Officers placed on their defence before the Tribunal for Disciplinary Proceedings – TDP framed charges - TDP Repealed - Case entrusted to Commissionerate of Inquiries – Sri J.Satyanarayana, IPS(Retd.), Member, Commissioner of Inquiries - Appointed as Inquiring Authority - Orders – Issued.

REVENUE (VIGILANCE-IV) DEPARTMENT

G.O.Rt.No.371 Dated: 17.04.2023

Read the following:-

1. From the DG, ACB, Lr.Rc.No.59/RCO-VVZ/2012, Dated:17-11-2012
2. Govt. Memo.No.52227/VIG.IV(2)/2012-1, dated:15-01-2013.
3. Govt. Memo.No.52227/VIG.IV(2)/2012-1, dated:31-05-2013.
4. G.O.Rt.No.683 Revenue (Vig.IV) Department, dated 28.10.2021.
5. Orders dated 08.03.2021 of Hon'ble High Court of AP in W.P.No.5208 of 2021 filed by Sri P.Rama Rao, P&E Inspector.
6. Orders dated 26.11.2021 of Hon'ble High Court of AP in W.P.No.27459 of 2021 filed by Sri P.Rama Rao, P&E Inspector.
7. G.O.Rt.No.262 Revenue (Vig.IV) Department, dated 18.04.2022.
8. Act 29 of 2022 to repeal the Andhra Pradesh civil services (Disciplinary Proceedings Tribunal) Act, 1960 and to provide for matters connected therewith or incidental thereto published in AP Gazette, Part-IV-B Extrordinary No.29, Amaravati, dt:22.12.2022.
9. G.O.Ms.No.98, G.A.(Ser.E)Department, dt:18.08.2022.
10. U.O.Note.No.1878240/GAD/COI-R/2022-8, GA(COI)Dept., dt:29.11.2022.

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O R D E R :

Whereas the Director General, Anti Corruption Bureau in his (final report) Lr.Rc.No.59/RCO-VVZ/2012, Dated:17-11-2012 (Cr.No.03/RCO-VZM/2012) vide reference 1st read above, in respect of Vizianagaram District Liquor Syndicate case, reported that on the allegations of criminal misconduct and criminal conspiracy against Sri G.Nageswara Rao, P&E Inspector and 13 other P&E officials and recommended to place them on their defense before TDP. After following due procedure, the Government have entrusted their cases to TDP. The TDP has framed charges against charged officers.

2. And whereas Sri G.Nageswara Rao, Assistant P&E Superintendent, Vizianagaram (TEC No. 179/2013) was expired on 12.12.2019 during the pendency of the disciplinary proceedings initiated agasint him. The Government have issued orders abating further action against him vide reference 4th read above.

3. Whereas Sri P.Rama Rao, P&E Inspector, Therlam, Vizianagaram district (TEC No.188/2013) was filed WP.No.5208/2021 before the Hon'ble High Court challanging the charge memo issued against him and the Hon'ble High Court has passed the orders dated 08.03.2021, directing the respondents to conclude the enquiry pending against the petitioner, within a period of three (3) months from the date of receipt of a copy of this order, failing which the Tribunal Enquiry Case No.188 of 2013, dated 03.11.2017, shall stand quashed. The above charged officer also filed W.P.No.27459 before the Hon'ble High Court on 22.11.2021 for release of pensionary benefits and the Hon'ble High Court has passed the orders on 26.11.2021 directing to release all the pensionary benefits i.e. Full Pension, Retirement Gratuity, Encashment of Earned Leave and other benefits payable to the petitioner together with interest @ 12% from the date they became due by operation of the orders in W.P.No.5208 of 2021, till the date of payment.

(P.T.O)

4. And whereas the Government after examining the matter have implemented the orders passed by the Hon'ble High Court dated 08.03.2021 in W.P.No.5208 of 2021 and in pursuance of the orders dated 26.11.2021 in W.P.No.27459 of 2021 passed by the Hon'ble High Court, have released pensionary benefits to Sri S.Rama Rao, P&E Insepctor vide reference 7th read above.

5. Whereas out of remaining certain charged officers, have filed Writ Petitions before the Hon'ble High Court challenging the charge memos issued against them and same are pending with the Hon'ble High Court. In this regard, the GP for Service-I, APHC vide his letter dated 24.02.2023 has informed that the mentioned writ petitions came up for hearing on 24.02.2023 and the Hon'ble High Court was pleased to dispose off the WPs by impose default case concluding the inquiry within 6 months, otherwise the charges will be quashed.

6. And whereas, in the Act 8th read above, it was ordered that "the Tribunal constituted under the repealed Act shall stand abolished and all cases pending before the said Tribunal for Disciplinary proceedings on the said date shall stand transferred to the Commissionerate of Inquiries (COI) to continue the pending proceedings and shall be disposed off by it in accordance with the statutory rules governing conduct of the disciplinary proceedings in due compliance with principles of natural justice"

7. Whereas the Government have issued orders of procedure in respect of the cases pending before the TDP and allotted/transferred to same the Commissioner of Inquiries vide reference 9th read above.

8. Accordingly, the above case of Sri G.Nageswara Rao, P&E Inspector and 13 other P&E officials of Vizianagaram District has been allotted/entrusted to Sri J.Satyanarayana, IPS(Retd.), Member, Commissioner of Inquiries, to enquire into the charges framed against charged officers vide reference 10th read above.

9. Government after careful examination of the matter, hereby to place the following charged officers only on their defence before the Commissioner of Inquiries for their involvment in the liquor syndicate cae of Vizianagaram District:

Sl. No.	Name of the Accused Officer Sarvasri	Designation	Place	A.O.No.	TEC No.
1	MSNV Mani	-do-	Bhogapuram	10	180/2013
2	P.Muralidhar	-do-	Bhogapuram	11	181/2013
3	Konda Chalapathi Rao	-do-	Nellimarla	12	182/2013
4	B.Eswara Rao	-do-	Gajapathinagaram	13	183/2013
5	B.Sreedhar	-do-	Gajapathinagaram	14	184/2013
6	D.Sailajarani	-do-	S.Kota	15	185/2013
7	DVG Raju	-do-	Kothavalsa	16	186/2013
8	Kota Thrinadha Rao	-do-	Bobbilli	17	187/2013
9	Maggipatla Jagan Mohan Rao	-do-	Saluru	19	189/2013
10	S.Vijaya Kunar	-do-	Parvathipuram	20	190/2013
11	KVVS Kumari	-do-	Parvathipuram	21	191/2013
12	B.Vijay Sen	P&E Inspect (I/c)	Cheepurupalli	22	192/2013

(P.T.O)

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10. Now, therefore the disciplinary authority in exercise of the powers conferred by sub-rule (2) of Rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules,1991, hereby appoint Sri J.Satyanarayana, IPS(Retd.), Member, Commissioner of Inquiries, as Inquiry Officer to enquire into the charges framed against the Charged Officers of Vizianagaram District mentioned at para 9 above, for their involvement in Liquor Syndicate case and he is directed to complete the enquiry within 4 months (keeping in view of the directions of the Hon'ble High Court in the writ petitions filed by the certain charged officers) and furnish the Inquiry Report to the Government for taking further action in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr.RAJAT BHARGAVA
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
Sri J.Satyanarayana, IPS(Retd.), Member, Commissioner of Inquiries, General Administration (COI) Department, AP Secretariat Building No.5, Velagapudi (with enclosures i.e the record of the case which received from the TDP).
Copy to:
Smt.MSNV.Mani, P&E Inspector and (11) other P&E officials , Vizianagaram District (Through the Commissioner of Prohibition and Excise, Andhra Pradesh, Vijayawada)
The Commissioner of Prohibition and Excise, Andhra Pradesh, Vijayawada
The Secretary to Vigilance Commissioner, Andhra Pradesh Vigilance Commission, Velagapudi, Guntur District.
The Director General, Anti Corruption Bureau, Andhra Pradesh, Vijayawada.
The General Administration (COI) Department, A.P.Secretariat, Building No.5, Velgapudu, Guntur District.
The GP for Services-1, APHC, Amaravathi
SF / SC.

//FORWARDED:: BY ORDER//

SECTION OFFICER